

**1. Requested Motion:**

**Meeting Date:** October 18, 2010

Approve the proposed special event titled "Almost Acoustic Christmas Concert" scheduled for December 5, 2010. Approve/deny the request to waive the parking fees at the parking meters within the closed off sections of Old San Carlos Blvd. Authorize open containers of alcohol in the designated area of the event, as provided in Ordinance 99-15.

**Why the action is necessary:**

Town Council must approve all new special events and events requesting the waiving of parking fees and the allowance of open containers of alcohol in the designated area of the event.

**What the action accomplishes:**

Allows the special event to be permitted and allows alcohol served at this event to be consumed by the public outdoors in public and semi public areas within the scope of the event.

**2. Agenda:**

☒ Consent  
☐ Administrative

**3. Requirement/Purpose:**

☐ Resolution  
☐ Ordinance  
☒ Other

**4. Submitter of Information:**

☐ Council  
☒ Town Staff (Public Works)  
☐ Town Attorney

**5. Background:**

The proposed special event will be an outdoor concert organized by Nervous Nellie's Crazy Waterfront Eatery, the Baywalk Group, WINK 96.9 FM radio, and the Fort Myers Beach Chamber of Commerce. Nervous Nellie's Crazy Waterfront Eatery, located at 1131 First St., will be applying for an extension of licensed premises in order to serve alcohol in the area of the event. The special event will be held in the area of First St. and Old San Carlos Blvd. First St. and the section of Old San Carlos Blvd. past Second St. will be closed to traffic for the duration of the event. The estimated loss of parking revenue associated with this event is \$91.50 based on revenue information received from Beach And Street Enforcement. The special event permit application provides for free public parking in a lot owned by KIRIC Investments at 645 Old San Carlos Blvd. The event will run from 11:00am to 6:00pm on Sunday December 5, 2010. The event will include an arts and crafts festival organized by the Fort Myers Beach Chamber of Commerce. All of the proceeds from the arts and crafts festival, and a portion of the proceeds from the concert will go to the Fort Myers Beach Chamber of Commerce. KIRIC Investments has also authorized the use of another section of their parking lot for the concert stage. This is a new special event for which the Town Council must approve open containers of alcohol in public areas, as provided in Ordinance 99-15, Chapter 62, Section 5(F). Please see the attached special event permit application and site plan submitted by Nervous Nellie's and the Baywalk Group.



**6. Alternative Action:**

Deny the request.

**7. Management Recommendations:**

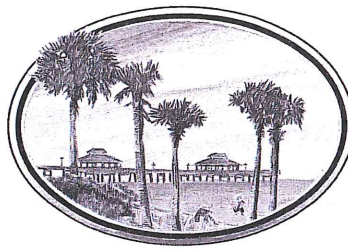
Approve the special event.

**8. Recommended Approval:**

Town Manager	Town Attorney	Finance Director	Public Works Director	Community Development Director	Cultural Resources Director	Town Clerk
						

**9. Council Action:**

☐ Approved   ☐ Denied   ☐ Deferred   ☐ Other



*Town of Fort Myers Beach*

**SPECIAL EVENT  
PERMIT**

**Name of Event:** Almost Acoustic Christmas Concert

**Location of Event:** Nervous Nellie's Restaurant (1131 1<sup>st</sup> St.) and Old San Carlos Blvd. and First St.

**Date of Event:** December 5, 2010

**Contact Name:** Rob Degennaro

**Phone Number:** 239-218-8695


**Email Address:** Islandfoodgroup@yahoo.com

**Approvals received:**

Lee County Sheriff  
FMB Fire District  
Florida DEP  
FMB Environmental Sciences  
Lee County  
FMB Public Works  
Turtle Time

x
x
N/A
N/A
N/A
x
N/A

This permit is subject to the applicant meeting all requirements contained in Fort Myers Beach Ordinance #98-01 and #00-16.

 10-5-2010  
Town Manager Date

2523 Estero Boulevard  
Fort Myers Beach, Florida 33931  
Tel: 239/765-0202 \* Fax: 239/765-0909  
[www.FortMyersBeachFL.gov](http://www.FortMyersBeachFL.gov)

Town of Fort Myers Beach  
Special Event Application

Describe event including times, dates, activities and general overview of event.

WINK RADIO 96.9 FM ALMOST ACOUSTIC  
CHRISTMAS CONCERT + ARTS/CRFT  
STED WITH FTHYERS BEACH  
CHAMBER OF COMMERCE 11A-6pm 7hrs



For special events requesting public assistance - define Public Purpose.

CLOSE OFF PORTION OF OLD SUGARHOS BLVD  
AND UNDER BRIDGE PARKING

Date of Event	DECEMBER 5 <sup>th</sup> 2010
Name of Event	ALMOST ACOUSTIC CHRISTMAS CONCERT
Expected # of participants	1500
Request for Public Assistance	YES NO
Organization	NERVOUS NENNES / BAYWALK GROUP
Contact Person	ROB DEGENHARD
Contact Phone #	239 218 8695
Fax #	239 463 1746
E-mail	ISLAND FOOD GROUP @ yahoo
Amount of Request	\$CLOSE PARKING METERS FOR PORTION OF OLD SUGARHOS BLVD

This permit is subject to the applicant meeting all requirements contained in Fort Myers Beach Ordinances # 98-01 and #00-16 and compliance with all items in the Special Event Application.

FOR GROUPS REQUESTING FINANCIAL ASSISTANCE:

FOUR (4) COPIES OF THE APPLICATION AND ALL SUPPORTING DOCUMENTS  
MUST BE SUBMITTED TO THE FINANCE DEPARTMENT NO LATER THAN APRIL 30TH.  
THE REQUEST WILL BE CONSIDERED FOR INCLUSION IN THE NEXT FY BUDGET (OCTOBER - SEPTEMBER)

for office use only:

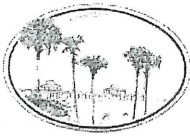
Date received: \_\_\_\_\_

To Council Committee: \_\_\_\_\_

by: \_\_\_\_\_

Recommendation: \_\_\_\_\_





**Town of Fort Myers Beach  
Special Events Budget Request Form**

Requested Amount from the Town of Fort Myers Beach: WAIVER OF SOME PARKING METERS

Business or Organization Name: NEPOSUS VELVES  
FORT MYERS BEACH CHAMBER OF COMMERCE  
Address: 1131 FIRST ST

FORT MYERS BEACH, FL 33932

Contact Name: ROB DEGENHARD

Phone: 239 218 8695 CELL

Email: ISHADFOOD GROUP@YAHOO

Your Event: 96.9 FM WINE ALMOST ACOUSTIC  
CHRISTMAS CONCERT

Why are you requesting funding from the Town? WE ARE ASKING

TO WAIVE PARKING METERS DURING EVENT  
ON PROPOSED CLOSED OFF OLD SUGARLOES BLVD

How do you think this event will benefit the residents and visitors of the

Town of Fort Myers Beach? PART OF PROCEEDS GO TO FMB  
CHAMBER OF COMMERCE FOR FUTURE DEVELOPMENT

↑ HOTEL ROOMS ↑ RETAIL ↑ RESTAURANT REVENUE

If your business or organization has submitted similar requests in the past, please describe. \_\_\_\_\_

Have you secured any other contributors? Please list. YES

SUNCOAST BEVERAGE, BACARDI, 1800 TEQUILA,  
THREE OWLS VODKA, REDBULL, BAREFOOT  
WINES, JENNER MESTER, SUNCOAST STORES,  
SUTHERLAND NISSAN, COCACOLA

Describe, in detail, the budget allocations for your event including anticipated costs and revenue. (May be a separate attachment):

N/A

EVENT TO PRODUCE \$ 30,000<sup>00</sup>

REVENUE \$ 12,000<sup>00</sup> - 15,000<sup>00</sup>

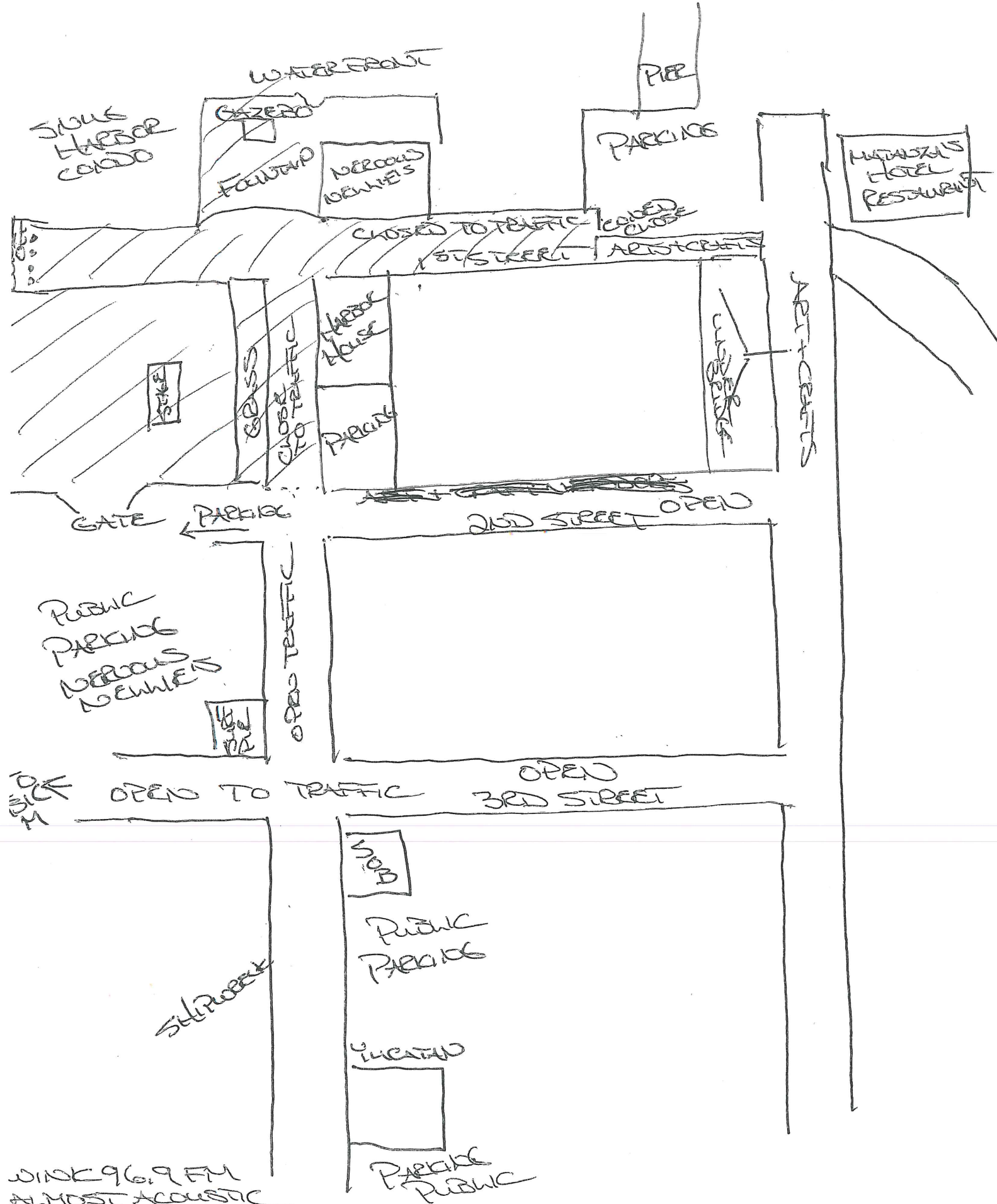
Where will the Town's money be allocated? N/A

Please include any other information you think would be beneficial to the Town Council as it reviews your request (Such as charitable contributions and non-profit organizations).

PROCEEDS FROM ART + CRAFT FESTIVAL  
100% CHAMBER OF COMMERCE

PORTION OF PROCEEDS FROM CONCERT PORTAL  
GO TO THE CHAMBER OF COMMERCE

The Town's possible funding will be addressed based on a "net" event cost. Anyone requesting funding must show all anticipated revenue against the "gross" cost of the event. The Town Council prefers to limit event funding to no more than 50% of the net cost of an event. However, the Town Council reserves the right to adjust funding percentages on an event by event basis. Should the Town Council choose to fund this event; the Town of Fort Myers Beach shall be recognized as a major sponsor in all promotional material. The Town Council requests finance reports along with copies of expenditures, paid receipts and profit within 60 days following the completion of the event.



WINK 96.9 FM  
ALMOST ACOUSTIC  
CONCERT  
12/5/2010 Sunday  
11<sup>00</sup> AM - 6<sup>00</sup> PM

AREA OF  
CONCERT  
STAGED AS SUCH

## KIRIC INVESTMENTS

1522 Park Road • Waynesboro, Virginia 22980 • (540) 943-3176 • FAX (540) 943-5539

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May 25, 2010

To: The Town of Fort Myers Beach

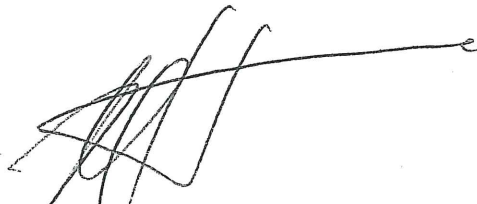
From: Richard Hendricks, CEO KIRIC Investments, Inc

Re: Extension of premises Nervous Nellies

Nervous Nellies has our permission to use our entire parcel located 645 Old San Carlos Blvd. on Fort Myers Beach, as an extension of their premises during the following events.

- 1) March of Dimes Bike for babies 9/25-26/2010
- 2) Pirate Fest 10/9-11/2010
- 3) Christmas concert sponsored by WINK FM on 12/05/2010

Thank you for your co-operation in this matter.

A handwritten signature in black ink, appearing to be 'Richard A. Hendricks', with a long horizontal line extending to the right.

Richard A. Hendricks. CEO